

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

Milton Ciplet, Individually and on behalf of all  
others similarly situated,

Plaintiff,

- against -

JP Morgan Chase & Co. and J.P. Morgan  
Securities, Inc.,

Defendants.

Case No. 08-cv-4580 (RMB)

Mark Scharff, Pine Sash Door & Lumber Co., Inc., Mark Scharff & Associates LLC, 2170 Mill Avenue LLC, 6202-6217 Realty LLC, Mark Scharff ITF Michael Scharff, Mark Scharff ITF Daniel Scharff and Mark Scharff ITF Ariel Scharff,

Plaintiffs

- against -

JPMorgan Chase Bank & Co., J.P. Morgan  
Securities, Inc., and Chase Investment Services  
Corp.,

Defendants.

Case No. 08-cv-5026 (WHP)

## NOTICE OF APPEARANCE

**PLEASE TAKE NOTICE** that the undersigned hereby appear as counsel in the above-captioned actions for Lead Plaintiff Movants Thomas C. Assif, Kismet TMF Holdings, LLC, and SKS Capital Partners, LLC.

DATED: August 15, 2008

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I, Jonathan K. Levine, hereby certify that on August 15, 2008, I caused the following document(s) to be filed electronically with the United States District Court for the Southern District of New York through the Court's mandated ECF service:

**1. NOTICE OF APPEARANCE**

Counsel of record are required by the Court to be registered e-filers, and as such are automatically e-served with a copy of the document(s) upon confirmation of e-filing.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 15<sup>th</sup> day of August, 2008 at San Francisco, California.

/S/ Jonathan K. Levine